

TEMPORARY

No. 67347-T

TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 19 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 19 2001

The applicant **Ponderosa Dairy**, hereby makes application for permission to change the **Point of Diversion** of water heretofore appropriated under **Permit 65327**

1. The source of water is **an underground source in Nye County, Nv**
2. The amount of water to be changed **0.153 CFS., not to exceed 50 AFA.**
3. The water to be used for **Irrigation and Domestic purposes**
4. The water heretofore permitted for **Irrigation and Domestic purposes**
5. The water is to be diverted at the following point **within the SE.¼ SE.¼ of Section 9, T.17S., R.49E., M.D.M., or at a point from which the SE. corner of said Section 9 bears S. 63° 57' 59" E., a distance of 1450 ft.**
6. The existing permitted point of diversion is located within **the NW.¼ NW.¼ of Section 15, T.17S., R.49E., M.D.M., or at a point from which the NW. corner of said Section 15 bears N. 46° 14' 00" W., a distance of 142 feet**
7. Proposed place of use **113 acres within the NW.¼ of section 15, T.17S., R.49E., M.D.M.**
8. Existing place of use **Same as item 7**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **A 12" dia. X 250' deep driven well, cased all the way with a 75hp. submersible pump**
12. Estimated cost of works **\$40,000**
13. Estimated time required to construct works **1 month**
14. Estimated time required to complete the application of water to beneficial use **1 year**
15. Remarks: **This temporary permit is necessary because the P.O.D. for Permit 65327 has been drilled, twice, with very little water found. The well driller is confident that an exploratory well in this proposed location will produce the required volume of water, based on the dairy's surrounding well productions, and geology.**

By **Lisle Lowe**
s/**Lisle Lowe (agent)**
HCR. 69, Box 400-E
Amargosa Valley, Nv, 89020

Compared my/ cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions.

This temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 65327 is issued subject to the terms and conditions imposed in said Permit 65327 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued for the irrigation of 10 acres within the described place of use.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **April 26, 2002** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.151 cubic feet per second, but not to exceed 50 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

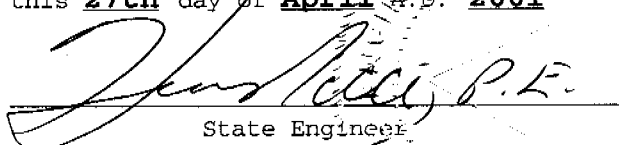
Map in support of proof of beneficial use shall be filed on or before:


TEMPORARY

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 27th day of April A.D. 2001


State Engineer

Agent
WITHDRAWN BY APPLICANT JUN 21 2001
 STATE ENGINEER